

REMARKS

Claims 1, 2, 13-20, 24-28 and 30-32 are pending in the application for the Examiner's review and consideration. Claims 1, 24, and 28 were amended to more clearly recite the invention.

CLAIM REJECTIONS UNDER 35 U.S.C. §112

Claim 24 was rejected under 35 U.S.C. §102(b) as being allegedly indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Applicant respectfully obviates the rejection.

Claim 24 has been amended to recite divalent salt in an amount of from 5% to 10% by weight of the composition. *See, e.g.*, Specification, Example 1. Applicant respectfully submits that the rejection under 35 U.S.C. §112 be reconsidered and withdrawn.

CLAIM REJECTIONS UNDER 35 U.S.C. §102

Claims 28 and 30-33 were rejected under 35 U.S.C. §102(b) as being allegedly anticipated over U.S. Patent No. 4,345,063 to North ("US '063"). Applicant respectfully traverses and obviates the rejection.

On pages 3-4 of the Office Action, it alleges that US '063 anticipates the present invention. To anticipate the present invention, the reference must disclose each and every limitation of the present invention. US '063, however, does not disclose each and every element of the invention. Specifically, US '063 does not disclose a colour care composition comprising: i)- from about 0.01% to about 50% by weight of a dye fixing agent selected from the group consisting of halogeno-triazine products, vinyl sulphone compounds, glutaraldehyde derivatives, and mixtures thereof, and ii)- a divalent salt.

Claim 28, as amended, discloses a colour care composition comprising: i)- from about 0.01% to about 50% by weight of a dye fixing agent selected from the group consisting of halogeno-triazine products, vinyl sulphone compounds, glutaraldehyde derivatives, and mixtures thereof, and ii)- a divalent salt. US '063 does not disclose or even suggest the amounts and compositions of the dye fixing agents of claim 28. Thus, each and every limitation is not disclosed.

Because US '063 does not disclose each and every limitation of the present invention, Applicant respectfully submits that the rejection under 35 U.S.C. §102(b) be reconsidered and withdrawn.

Claims 1, 2, 13-20, and 24-27 were rejected under 35 U.S.C. §102(b) as being allegedly anticipated over U.S. Patent No. 4,300,898 to North ("US '898"). Applicant respectfully traverses and obviates the rejection.

On pages 3-4 of the Office Action, it alleges that US '898 anticipates the present invention. To anticipate the present invention, the reference must disclose each and every limitation of the present invention. US '898, however, does not disclose each and every element of the invention. Specifically, US '898 does not disclose a colour care composition comprising: i)- from about 0.01% to about 50% by weight of a dye fixing agent, ii)- from about 5% to about 90% by weight of a divalent salt, and iii)- an amino-functional polymer.

Claim 1, as amended, discloses a colour care composition comprising: i)- from about 0.01% to about 50% by weight of a dye fixing agent, ii)- from about 5% to about 90% by weight of a divalent salt, and iii)- an amino-functional polymer. US '898 does not disclose or even suggest such a colour composition. Specifically, US '898 does not disclose or even suggest a composition containing an amino-functional polymer, as disclosed by the present invention. Thus, each and every limitation is not disclosed.

Because US '898 does not disclose each and every limitation of the present invention, Applicant respectfully submits that the rejection under 35 U.S.C. §102(b) be reconsidered and withdrawn.

With regard to all claims not specifically mentioned, these are believed to be allowable not only in view of their dependency on their respective base claims and any intervening claims, but also for the totality of features recited therein.

All claims are believed to be in condition for allowance. Should the Examiner disagree, Applicant respectfully invites the Examiner to contact the undersigned attorney for Applicant to arrange for a telephonic interview in an effort to expedite the prosecution of this matter.

CONCLUSION

In view of the foregoing amendments and accompanying remarks, reconsideration of the application and allowance of all claims are respectfully requested. No fee is believed to be due for the amendments herein. Should any fee be required, please charge such fee to Procter & Gamble Deposit Account No. 16-2480.

Respectfully submitted,

By 

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